

PLAINTIFF STEERING COMMITTEE  
SCHEDULE OF PENDING ISSUES AND PROCEDURES  
BEFORE FINAL DISTRIBUTION

Reconciliation of different bank accounts:

- 5% account
- 10% account
- Global Settlement Account
- Private Settlement Account
- Special Escrow Account – Rochet Santori

Procedures to be performed/in process:

**1. 5% Account**

- Reconciliation of:
  - Bank transfers to this account.
  - Payments/ disbursements made:
    - Refund of capital contributions to members of steering committee
    - Administrative expenses:
      - Accountants
      - Others
    - Refund to legal counsels of assessments contribution (\$500/\$1000)
    - Reconciliation of assessments deposited vs. assessments reimbursed.
    - Still pending reimbursements
    - Follow-up procedures performed
      - An order from the Court could be required to provide a deadline to submit evidence for reimbursement of assessments
  - Interest earned and bank charges
  - Final distribution:
    - Assessments to legal counsels
    - Administrative expenses:
      - Bank charges
      - Accountants fees
- Distribution procedures of balance in this account to plaintiffs
  - Define formula to be used for the distribution
    - on a pro-rata basis based on amount contributed
    - any minimum amount entitled to participate in distribution
    - other formula

- Procedures to be followed:
  - Computation of amount to be reimbursed
  - Check preparation
  - Check's distribution procedure:
    - Regular mail
    - Legal counsels
    - Personal pick-up
  - Unclaimed checks

## **2. 10% Account**

- Reconciliation of:
  - Bank transfers to this account
  - Payments made:
    - Distributions to members of the Steering Committee
    - Withholding taxes – 7%
  - Interest earned and bank charges
  - Final distribution to members of the Steering Committee
  - Procedures to be followed:
    - Computation of final distribution
    - Withholding of:
      - 7% taxes
      - administrative costs

## **3. Global Settlement Account**

- Reconciliation of:
  - Amount deposited:
    - \$28 M
    - Interest earned
  - Disbursements:
    - Net payments to plaintiffs
    - Professional fees and expenses reimbursement
      - Legal counsels
      - Accountants
    - Withholding taxes
      - Plaintiffs
      - Legal counsels
    - Administrative charges-bank
    - Other disbursements
    - Bank's handling fees
  - Forfeited or unclaimed funds in this account
  - Distribution of balance in this account
    - Unclaimed settlement
    - Interest earned (in excess of \$40,000 paid)
    - outstanding checks

**4. Private Settlement Account**

- Reconciliation of:
  - Amount deposited:
    - Cases processed by accountants
    - Information from a third party (e.g. Enron)
    - Interest earned
  - Disbursements:
    - Net payments to plaintiffs
    - Professional fees and expenses reimbursement
      - Legal counsels
      - Accountants
    - Withholding taxes
      - Plaintiffs
      - Legal counsels
    - Administrative charges:
      - Bank:
        - Check issuance
        - Informative tax returns
        - Handling fees
  - Forfeited or unclaimed funds in this account
  - Distribution of balance in this account
    - Unclaimed settlements
    - Interest earned
    - outstanding checks

**5. Special Escrow Account – Rochet Santori**

- Reconciliation of:
  - Bank transfers to this account
    - Cases processed by accountants
  - Any interest earned on this account?
  - Reconciliation of disbursements:
    - Amount transferred to Federal Court